

HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI

MAIN CASE No.W.P.No.20743 of 2005

PROCEEDING SHEET

Sl. No	DATE	ORDER	Office Note
16	28.07.2023	<u>RNT,J & BVLNC,J</u> 1. Heard learned counsel for the petitioner. 2. He submits that the 1st respondent was appointed, pursuant to the proceedings dated 17.02.1992, as it is evident from page No.24-the 1st reference. Her services were terminated by the order dated 02.02.1995, on the ground that she did not possess the qualification as prescribed under G.O.Ms.No.40 dated 07.02.1992. The Andhra Pradesh School Education Subordinate Service Rules. In spite of the opportunity having been granted, she did not produce the certificates for qualification prescribed therein. 3. The Tribunal has allowed the O.A.No.697 of 1995 filed by the 1st respondent, after holding that the 1st respondent possessed both the qualifications. 4. Learned counsel for the petitioner submits that there was no material before the tribunal to hold that she possessed such qualification.	

		5. In view of the submissions advanced, the point, which <i>interalia</i>, also arise for consideration is, with respect to the applicability of G.O.Ms.No.40 dated 07.02.1992, to the present case of the petitioner/Municipal Corporation. As per Rule (2), these rules are applicable to 'Government' and 'Panchayat Raj Institutions' and lay down the qualifications for the post on Hindi Pandit Grade-II in such Institutions. 6. Learned counsel for the petitioner submits that these rules would not apply of their own, but were adopted by the Municipal Corporation/petitioner. 7. He requests for adjournment. 8. As requested, list on 11.08.2023. 9. Before that date, an additional affidavit shall be filed by the petitioner, bringing on record, the date of adoption of the Rules dated 07.02.1992, to the Municipal Corporation, as also the what rules were in force at the relevant time of selection with respect to the qualification. _____ RNT, J _____ BVLNC, J RKS	
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